



08-22.05

IFW #

Atty. Dkt. No. 075496-0156

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Schetky et al.

Title: EXPANDABLE TUBING AND
METHOD

Appl. No.: 10/799,151

Filing Date: 3/12/2004

Examiner: Neuder, William P.

Art Unit: 3672

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 593169362 US (Express Mail Label Number)	8/19/05 (Date of Deposit)
Carolyn Simpson (Printed Name)	
(Signature)	

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR §§1.97 and 1.98, the Applicant respectfully submits the documents listed on the attached Form PTO-1449 to the Examiner such that they may be considered and made of record in the above-identified application. A copy of each listed document is enclosed.

Respectfully submitted,

Date

By

FOLEY & LARDNER LLP
Customer Number: 26371
Telephone: (414) 297-5849
Facsimile: (414) 297-4900

Sean P. Connolly
Attorney for Applicant
Registration No. 56,668

08/24/2005 EFLORES 00000066 10799151

01 FC:1806

180.00 OP

Form PTO-1449 (MODIFIED)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 075496-0156	SERIAL NO. 10/799,151
O P INFORMATION DISCLOSURE CITATION <i>AUG 19 2005</i> (Use several sheets if necessary)		APPLICANT Schetky et al.	APPLICANT
		FILING DATE 3/12/2004	GROUP ART UNIT 3672

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
							YES NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	A1	Docket Sheet for Memry Corporation v. Kentucky Oil Technology, N.V., Case No. H-04-1959 (S.D. Tex.) (PACER 6-2-2005) (5 pages).
	A2	Docket Sheet for Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.) (PACER 8-11-2005) (13 pages).
	A3	Communication from United States District Court Transferring Case, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. H-04-1959 (S.D. Tex.), dated 9/7/04 (1 page).
	A4	Plaintiffs' Original Complaint, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. H-04-1959, (S.D. Tex.), filed May 14, 2004 (20 pages).
	A5	Defendants' Motions (1) to Dismiss the Complaint for Insufficiency of Process and Lack of Personal Jurisdiction, (2) to Dismiss Counts I-III of the Complaint for Failure to State a Claim, and (3) in the Alternative, to Transfer This Action to the Federal District Court for the Northern District of California, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. H-04-1959, (S.D. Tex.), filed July 7, 2004 (49 pages).
	A6	Plaintiff's First Amended Complaint, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed August 19, 2004 (20 pages).
	A7	Answer of Defendants and Counterclaims of Kentucky Oil Technology N.V. Against Memry Corporation and Schlumberger Technology Corporation, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.) filed November 2, 2004 (20 pages).
	A8	Plaintiff and Counterdefendant Memry Corporation's Answer to Kentucky Oil Technology N.V.'s Counterclaims and Demand for Jury Trial, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed December 3, 2004 (10 pages).

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	A9	Schlumberger Technology Corporation's Notice of Motion and Motion to Dismiss Kentucky Oil Technology's Third, Fourth, Fifth, and Sixth Counterclaims; and Memorandum of Points and Authorities, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed January 24, 2005 (32 pages).
	A10	[Proposed] Order Granting Schlumberger Technology Corporation's Motion to Dismiss Kentucky Oil Technology's Third, Fourth, Fifth, and Sixth Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed January 24, 2005 (3 pages).
	A11	First Amended Counterclaims of Kentucky Oil Technology N.V. Against Memry Corporation and Schlumberger Technology Corporation, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed February 9, 2005 (16 pages).

EXAMINER	DATE CONSIDERED
<p>* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.</p>	

Form PTO-1449 (MODIFIED)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 075496-0156	SERIAL NO. 10/799,151
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)		APPLICANT	APPLICANT Schetky et al.
		FILING DATE 3/12/2004	GROUP ART UNIT 3672

A12	Schlumberger Technology Corporation's Notice of Motion and Motion to Dismiss Kentucky Oil Technology's First Amended Third, Fourth, Fifth, and Sixth Counterclaims; and Memorandum of Points and Authorities, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed February 24, 2005 (32 pages).
A13	Request for Judicial Notice in Support of Schlumberger Technology Corporation's Motion to Dismiss Kentucky Oil Technology's First Amended Third, Fourth, Fifth, and Sixth Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed February 24, 2005 (3 pages).
A14	[Proposed] Order Granting Schlumberger Technology Corporation's Motion to Dismiss Kentucky Oil Technology's First Amended Third, Fourth, Fifth, and Sixth Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed February 24, 2005 (3 pages).
A15	Plaintiff and Counterdefendant Memry Corporation's Notice of Motion and Motion to Dismiss Kentucky Oil Technology's Third, Fourth, Fifth, and Sixth Counterclaims; and Memorandum of Points and Authorities, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed February 25, 2005 (29 pages).
A16	Request for Judicial Notice in Support of Memry Corporation's Motion to Dismiss Kentucky Oil Technology's Third, Fourth, Fifth, and Sixth Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed February 25, 2005 (3 pages).
A17	[Proposed] Order Granting Memry Corporation's Motion to Dismiss Kentucky Oil Technology's Third Fourth, Fifth, and Sixth Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed February 25, 2005 (3 pages).
A18	Opposition of Kentucky Oil to Motions of Memry Corporation and Schlumberger Technology Corporation to Dismiss First Amended Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed March 11, 2005 (29 pages).
A19	Kentucky Oil's Opposition to Counterdefendants' Requests for Judicial Notice in Support of Their Motions to Dismiss Kentucky Oil Technology's First Amended Third, Fourth, Fifth, and Sixth Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed March 11, 2005 (3 pages).
A20	Plaintiff and Counterdefendant Memry Corporation's Reply in Support of Motion to Dismiss Kentucky Oil Technology's Third, Fourth, Fifth, and Sixth Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed March 18, 2005 (9 pages).
A21	Plaintiff and Counterdefendant Memry Corporation's Reply in Support of Request for Judicial Notice, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed March 18, 2005 (4 pages).
A22	Reply of Schlumberger Technology Corporation to Kentucky Oil Technology's Opposition to First Amended, Third, Fourth, Fifth, and Sixth Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed March 18, 2005 (17 pages).
A23	Schlumberger's Response to Kentucky Oil's Opposition to Counterdefendants' Requests for Judicial Notice, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed March 18, 2005 (3 pages).
A24	Schlumberger's Notice of Motion and Motion to Strike Exhibits 1, 2, and 4 to the Declaration of Nicola A. Pisano, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed March 18, 2005 (3 pages).
A25	Kentucky Oil's Opposition to STC's Motion to Strike Exhibits 1, 3 and 4 to the Declaration of Nicola A. Pisano, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed March 25, 2005 (3 pages).
A26	Kentucky Oil's Notice of Motion and Motion to Strike Declaration of Benjamin Holl and Portions of Counterdefendants' Reply Briefs, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed March 25, 2005 (4 pages).
A27	[Proposed] Order Granting Kentucky Oil's Motion to Strike Declaration of Benjamin Holl and Portions of Counterdefendants' Reply Briefs, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), entered March 25, 2005 (2 pages).

EXAMINER	DATE CONSIDERED
<p>* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.</p>	

Form PTO-1449 (MODIFIED)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 075496-0156	SERIAL NO. 10/799,151
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)		APPLICANT	APPLICANT Schetky et al.
		FILING DATE 3/12/2004	GROUP ART UNIT 3672

A28	Order Granting in Part and Denying in Part Counterdefendants' Motion to Dismiss, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), entered April 8, 2005 (26 pages).
A29	Plaintiff and Counterdefendant Memry Corporation's Reply to Kentucky Oil Technology N.V.'s Counterclaims and Demand for Jury Trial, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed April 18, 2005 (8 pages).
A30	Second Amended Counterclaims of Kentucky Oil Technology N.V. Against Memry Corporation and Schlumberger Technology Corporation, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed May 6, 2005 (20 pages).
A31	Plaintiff Memry Corporation's Reply to Kentucky Oil Technology N.V.'s Second Amended Counterclaims and Demand for Jury Trial, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed June 3, 2005 (9 pages).
A32	Schlumberger Technology Corporation's Notice of Motion and Motion to Dismiss the Fourth, Fifth, Sixth, Seventh and Eighth Counterclaims in Kentucky Oil Technology's Second Amended Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed June 3, 2005 (18 pages).
A33	Opposition of Kentucky Oil Technology to Schlumberger Technology Corporation's Motion to Dismiss Kentucky Oil's Second Amended Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed June 17, 2005 (16 pages).
A34	Schlumberger Technology Corporation's Reply Brief in Support of its Motion to Dismiss the Fourth, Fifth, Sixth, Seventh and Eighth Counterclaims in Kentucky Oil Technology's Second Amended Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed June, 24, 2005 (11 pages).
A35	Order Granting in Part and Denying In Part STC's Motion to Dismiss, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), entered July 14, 2005 (8 pages).
A36	Schlumberger Technology Corporation's Answer to Kentucky Oil Technology's Second Amended Counterclaims, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed July, 28, 2005 (8 pages).
A37	Notice o Motion and Motion by Kentucky Oil To Compel Production of Documents by Schlumberger Technology Corporation Pursuant to Fed. R. Civ. Rule 37; Memorandum of Points and Authorities in Support Thereof; Declaration of Michael Bierman, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed July 28, 1005 (32 pages).
A38	Schlumberger Technology Corporation's Opposition to Kentucky Oil Technology's Motion to Compel, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed August 4, 2005 (21 pages).
A39	Declaration of David B. Moyer in Support of Schlumberger Technology Corporation's Opposition to Kentucky Oil Technology's Motion to Compel, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed August 4, 2005 (52 pages).
A40	Kentucky Oil's Reply in Support of Motion to Compel, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed August 10, 2005 (18 pages).
A41	Declaration of Nicola A. Pisano in Support of Kentucky Oil's Motion to Compel, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), filed August 10, 2005 (69 pages).
A42	Order Granting Kentucky Oil's Motion to Compel Production of Documents, Memry Corporation v. Kentucky Oil Technology, N.V., Case No. C-04-03843, (N.D. Cal.), entered August 17, 2005 (8 pages).

EXAMINER	DATE CONSIDERED
<p>* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.</p>	